

of any such sale shall be deposited with such court pending the disposition of the matter involved.

(e) Rebuttable presumption

For purposes of this section, all living marine resources found on board a high seas fishing vessel and which are seized in connection with an act prohibited by section 5505 of this title are presumed to have been taken or retained in violation of this chapter, but the presumption can be rebutted by an appropriate showing of evidence to the contrary.

(Pub. L. 104-43, title I, § 110, Nov. 3, 1995, 109 Stat. 375.)

REFERENCES IN TEXT

The customs laws, referred to in subsec. (c), are classified generally to Title 19, Customs Duties.

CHAPTER 76—NORTHWEST ATLANTIC FISHERIES CONVENTION

Sec.	
5601.	Representation of United States under Convention. <ul style="list-style-type: none"> (a) Commissioners. (b) Alternate Commissioners. (c) Representatives. (d) Alternate Representatives. (e) Experts and advisers. (f) Coordination and consultation.
5602.	Requests for scientific advice. <ul style="list-style-type: none"> (a) Restriction. (b) Requests and terms of reference described.
5603.	Authorities of Secretary of State with respect to Convention.
5604.	Interagency cooperation. <ul style="list-style-type: none"> (a) Authorities of Secretary. (b) Other agencies.
5605.	Rulemaking.
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5608.	Administrative matters. <ul style="list-style-type: none"> (a) Prohibition on compensation. (b) Travel and expenses. (c) Status as Federal employees.
5609.	Definitions.
5610.	Authorization of appropriations.
5611.	Annual report.
5612.	Quota allocation practice. <ul style="list-style-type: none"> (a) In general. (b) Report. (c) “Straddling Fish Stocks Agreement” defined.

§ 5601. Representation of United States under Convention

(a) Commissioners

(1) Appointments, generally

The Secretary shall appoint not more than 3 individuals to serve as the representatives of the United States on the General Council and the Fisheries Commission, who shall each—

(A) be known as a “United States Commissioner to the Northwest Atlantic Fisheries Organization”; and

(B) serve at the pleasure of the Secretary.

(2) Requirements for appointments

(A) The Secretary shall ensure that of the individuals serving as Commissioners—

(i) at least 1 is appointed from among representatives of the commercial fishing industry;

(ii) 1 (but no more than 1) is an official of the Government; and

(iii) 1, other than the individual appointed under clause (ii), is a voting member of the New England Fishery Management Council.

(B) The Secretary may not appoint as a Commissioner an individual unless the individual is knowledgeable and experienced concerning the fishery resources to which the Convention applies.

(3) Terms

(A) The term of an individual appointed as a Commissioner—

(i) shall be specified by the Secretary at the time of appointment; and

(ii) may not exceed 4 years.

(B) An individual who is not a Government official may not serve more than 2 consecutive terms as a Commissioner.

(b) Alternate Commissioners

(1) Appointment

The Secretary may, for any anticipated absence of a duly appointed Commissioner at a meeting of the General Council or the Fisheries Commission, designate an individual to serve as an Alternate Commissioner.

(2) Functions

An Alternate Commissioner may exercise all powers and perform all duties of the Commissioner for whom the Alternate Commissioner is designated, at any meeting of the General Council or the Fisheries Commission for which the Alternate Commissioner is designated.

(c) Representatives

(1) Appointment

The Secretary shall appoint not more than 3 individuals to serve as the representatives of the United States on the Scientific Council, who shall each be known as a “United States Representative to the Northwest Atlantic Fisheries Organization Scientific Council”.

(2) Eligibility for appointment

(A) The Secretary may not appoint an individual as a Representative unless the individual is knowledgeable and experienced concerning the scientific issues dealt with by the Scientific Council.

(B) The Secretary shall appoint as a Representative at least 1 individual who is an official of the Government.

(3) Term

An individual appointed as a Representative—

(A) shall serve for a term of not to exceed 4 years, as specified by the Secretary at the time of appointment;